

Please amend the claims as follows:

Claim 1. (Cancel) A spacer block for attaching a guard rail to a post, comprising:
a pair of spaced apart opposing side walls having respective first ends and second ends;
a top panel disposed proximate said first end of said side walls;
a bottom panel disposed proximate said second end of said side walls;
said top panel said bottom panel and side walls forming a generally rectangular block having
a first front face and a second rear face;
an engagement mechanism operably coupled proximate said top panel, said engagement
mechanism operable to engage said block with said post;
resting mechanism operably coupled proximate said bottom panel for supporting a bottom
edge of a guard rail thereon;
at least one mounting bore extending there through from said first front face to said second
rear face; and
an alignment mechanism operably coupled to at least one side wall.

Claim 2. (Currently amended) The spacer block of claim [1] 12 comprising a thermoplastic
polymer and a rubber material.

Claim 3. (Currently amended) The spacer block of claim [1] 12, comprising a structural foam
thermoplastic composition.

Claim 4. (Currently amended) The spacer block of claim [1] 12, comprising a structural foam
thermoplastic and rubber composition.

Claim 5. (Currently amended) The spacer block of Claim [1] 12, further comprising:
a medial wall disposed between the side walls, the medial wall positioned generally
perpendicular to the side walls and generally parallel to the top and bottom panels;

RECEIVED
FEB 20 2004
GROUP 3600

the medial wall, top panel and side walls forming a first cavity; and
the medial wall, bottom panel and side walls forming second cavity.

Claim 6. (Original) The spacer block of Claim 5 further comprising:
at least one mounting bore traveling through the medial wall from the first face of the spacer
block to the second face of the spacer block; and
the mounting bore operable to align with at least one mounting aperture on the support post.

Claim 7. (Original) The spacer block of Claim 5 further comprising a reinforcement
structure disposed in at least one of the cavities.

Claim 8. (Original) The spacer block of Claim 5 further comprising a webbing structure
disposed within at least one of the cavities, the webbing structure operable to structurally reinforce
the spacer block.

Claim 9. (Withdrawn) The spacer block of Claim 1 further comprising:
first and second medial walls disposed generally perpendicular to the side walls and generally
parallel to the top and bottom panels;
the first medial wall, side walls and top panel creating a first cavity;
the first medial wall, second medial wall and side walls forming a second cavity; and
the second medial wall, side walls and bottom panel forming a third cavity.

Claim 10. (Currently Amended) The spacer block of Claim 9 further comprising:
at least one mounting bore disposed in the first medial wall, the mounting bore traveling
between the first and second faces of the spacer block; and
at least one mounting bore disposed in [the] a second medial wall, the mounting bore
traveling between the first and second faces of the spacer block.

Claim 11. (Cancel) The spacer block of Claim 1 further comprising:

the engagement mechanism including a tab operably coupled to the top panel, the tab extending beyond the second face of the spacer block.

Claim 12. (Currently amended) ~~The spacer block of claim 11, further comprising:~~
~~A spacer block for attaching a guard rail to a post, comprising:~~
~~a pair of spaced apart opposing side walls having respective first ends and second ends;~~
~~a top panel disposed proximate said first end of said side walls;~~
~~a bottom panel disposed proximate said second end of said side walls;~~
~~said top panel said bottom panel and side walls forming a generally rectangular block having~~
~~a first front face and a second rear face;~~
~~an engagement mechanism operably coupled proximate said top panel, said engagement~~
~~mechanism operable to engage said block with said post, the engagement mechanism including a tab~~
~~operably coupled to the top panel, the tab extending beyond the second face of the spacer block,~~
at least two spaced apart fingers operably coupled proximate a distal end of the tab, the fingers extending from a bottom surface of the tab and forming a gap between the fingers and the second face of the spacer block, the gap between the fingers operable to engage respective sides of a web on an I-beam support post and the gap between the fingers and the second face of the spacer block operable to engage respective sides of a flange on the I-beam support post;
~~resting mechanism operably coupled proximate said bottom panel for supporting a bottom~~
~~edge of a guard rail thereon;~~
~~at least one mounting bore extending there through from said first front face to said second~~
~~rear face; and~~
~~an alignment mechanism operably coupled to at least one side wall.~~

Claim 13. (Currently Amended) The spacer block of Claim [1] 12 further comprising:
said resting mechanism including a tab disposed proximate the bottom panel, said tab extending from the first face of the spacer block.

Claim 14. (Currently amended) The spacer block of Claim [1] 12 wherein said alignment

mechanism operable operably coupled to at least one side wall is at least one tab projecting past said rear face for cooperatively engaging said post.

Claim 15. (Currently amended) The spacer block of Claim [1] 12 further comprising the first face including a generally flat solid surface.

Claim 16. (Withdrawn) The spacer block of Claim 1 further comprising said engagement mechanism removably engaged with said top panel.

Claim 17. (Currently amended) The spacer block of Claim [1] 12 further comprising the bottom panel including a notch disposed proximate the second face of said spacer block, said notch operable to allow stacking of said spacer blocks.

Claim 18. (Currently amended) The spacer block of Claim [1] 12 wherein said spacer block is formed using an injection molding process.

Claim 19. (Currently amended) The spacer block of Claim [1] 12 wherein the spacer block is formed at least in part, using a structural foam.

Claim 20. (Withdrawn) A spacer block for attaching a guard rail to a post, comprising:
a pair of spaced apart opposing side walls having respective first ends and second ends;
a top panel disposed proximate said first end of said side walls;
a bottom panel disposed proximate said second end of said side walls;
said top panel said bottom panel and side walls forming a generally rectangular block having
a first front face and a second rear face;
an engagement mechanism operably coupled proximate said top panel, said engagement
mechanism operable to engage said block with said post;
resting mechanism operably coupled proximate said bottom panel for supporting a bottom

edge of a guard rail thereon;

at least one mounting bore extending there through from said first front face to said second rear face;

an alignment mechanism operably coupled to at least one side wall; and

said spacer block comprises a structural foam composing a cellular core and an integral solid skin, wherein the transition from skin to core is gradual.

Claim 21. (Withdrawn) The spacer block of claim 20 comprising a thermoplastic polymer and a rubber material.

Claim 22. (Withdrawn) The spacer block of claim 20, wherein said structural foam comprises a thermoplastic polymer and a rubber polymer.

Claim 23. (Withdrawn) The spacer block of Claim 20, further comprising:

a medial wall disposed between the side walls, the medial wall positioned generally perpendicular to the side walls and generally parallel to the top and bottom panels;

the medial wall, top panel and side walls forming a first cavity; and

the medial wall, bottom panel and side walls forming second cavity.

Claim 24. (Withdrawn) The spacer block of Claim 20, further comprising:

at least one mounting bore traveling through the medial wall from the first face of the spacer block to the second face of the spacer block; and

the mounting bore operable to align with at least one mounting aperture on the support post.

Claim 25. (Withdrawn) The spacer block of Claim 23 further comprising a reinforcement structure disposed in at least one of the cavities.

Claim 26. (Withdrawn) The spacer block of Claim 23 further comprising a webbing structure disposed within at least one of the cavities, the webbing structure operable to structurally

reinforce the spacer block.

Claim 27. (Withdrawn) The spacer block of Claim 20 further comprising:
first and second medial walls disposed generally perpendicular to the side walls and generally parallel to the top and bottom panels;

the first medial wall, side walls and top panel creating a first cavity;
the first medial wall, second medial wall and side walls forming a second cavity; and
the second medial wall, side walls and bottom panel forming a third cavity.

Claim 28. (Withdrawn) The spacer block of Claim 9 further comprising:
at least one mounting bore disposed in the first medial wall, the mounting bore traveling between the first and second faces of the spacer block; and
at least one mounting bore disposed in the second medial wall, the mounting bore traveling between the first and second faces of the spacer block.

Claim 29. (Withdrawn) The spacer block of Claim 20 further comprising:
the engagement mechanism including a tab operably coupled to the top panel, the tab extending beyond the second face of the spacer block.

Claim 30. (Withdrawn) The spacer block of claim 29, further comprising:
at least two spaced apart fingers operably coupled proximate a distal end of the tab, the fingers extending from a bottom surface of the tab and forming a gap between the fingers and the second face of the spacer block; and
the gap between the fingers operable to engage respective sides of a web on an I-beam support post and the gap between the fingers and the second face of the spacer block operable to engage respective sides of a flange on the I-beam support post.

Claim 31. (Withdrawn) The spacer block of Claim 20 further comprising:
said resting mechanism including a tab disposed proximate the bottom panel, said tab

extending from the first face of the spacer block.

Claim 32. (Withdrawn) The spacer block of Claim 20 wherein said alignment mechanism operable coupled to at least one side wall is at least one tab projecting past said rear face for cooperatively engaging said post.

Claim 33. (Withdrawn) The spacer block of Claim 20 further comprising the first face including a generally flat solid surface.

Claim 34. (Withdrawn) The spacer block of Claim 20 further comprising said engagement mechanism removably engaged with said top panel.

Claim 35. (Withdrawn) The spacer block of Claim 20 further comprising the bottom panel including a notch disposed proximate the second face of said spacer block, said notch operable to allow stacking of said spacer blocks.

Claim 36. (Withdrawn) The spacer block of Claim 20 wherein said spacer block is formed using a structural foam injection molding process.

Claim 37. (Withdrawn) The spacer block of Claim 20 wherein the spacer block is formed at least in part, using a structural foam.

Claim 38. (Withdrawn) The spacer block of claim 20, wherein said skin is up to one-half inch thick.

Claim 39. (Withdrawn) The spacer block of claim 20, wherein said skin is from one-eighth to one-half inch thick.

Claim 40. (Withdrawn) The spacer block of claim 20, wherein said skin density is higher

than the core density.

Claim 41. (Withdrawn) The spacer block of claim 20, wherein said spacer block comprises a high skin density and a low core density without the presence of voids.

Claim 42. (Withdrawn) The spacer block of claim 40, wherein said density between said skin and said core varies from about 30 percent in the center to 100 percent at the outer skin.

Claim 43. (Withdrawn) The spacer block of claim 20, wherein said spacer block is processed using a low pressure injection molding machine using thermoplastics and/or rubber.

Claim 44. (Withdrawn) The spacer block of claim 20, wherein said spacer block consists of material selected from the group consisting of virgin plastic, regrind plastic, combinations of virgin plastic and regrind plastic, combinations of virgin plastic and rubber, combinations of regrind plastic and rubber; and combinations of virgin plastic and regrind plastic and rubber.

Claim 45. (Withdrawn) The spacer block of claim 20, wherein said spacer block comprises a polymer selected from the group consisting of polyethylene, polypropylene, polyethylene terephthalate, nylon, polyurethane, polyvinyl chloride, ABS, Acetyl, polypropylene oxide, nylon, PBT, polycarbonate, polystyrene, modified polyphenylene oxide, polyester, fiberglass filled nylon, fiberglass filled styrene, fiberglass filled SAN, acrylic, ethylene copolymers, ionomers, and polysulfone.

Claim 46. (Withdrawn) The spacer block of claim 20, wherein said spacer block comprises up to 70 percent by weight rubber.

Claim 47. (Withdrawn) The spacer block of claim 20, wherein said

spacer block comprises from 40 to 50 weight percent rubber.

Claim 48. (Withdrawn) The spacer block of claim 20, wherein said spacer block comprises a synthetic or natural rubber selected from the group consisting of a virgin rubber, a regrind rubber, and a combination of a virgin rubber and natural rubber.

Claim 49. (Withdrawn) The spacer block of claim 20, wherein said spacer block includes a filler.

Claim 50. (Withdrawn) The spacer block of claim 49, wherein said filler comprises a fiber glass material.

Claim 51. (Withdrawn) The spacer block of claim 20, wherein said spacer block comprises up to 50 percent of a polyethylene.